

08-26-05

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PURSUANT TO 37 C.F.R. § 1.10, I HEREBY CERTIFY THAT I HAVE A REASONABLE BASIS FOR BELIEF THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS EXPRESS MAIL "POST OFFICE TO ADDRESSEE," AND IS ADDRESSED TO:

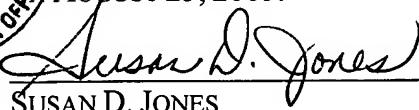
HONORABLE COMMISSIONER FOR PATENTS

MAIL STOP: PATENT APPLICATION

P.O. Box 1450

ALEXANDRIA, VA 22313-1450

AUGUST 25, 2005.

 SUSAN D. JONES

8.25.05

AUGUST 25, 2005

08.25.2005
DATE OF MAILING

EV590027630US
EXPRESS MAIL LABEL

U.S.S.N.:

10/774,240

FILING DATE:

02.06.2004

APPLICANT:

RICHARD E. WAITKUS, JR.

GROUP ART UNIT:

2857

EXAMINER:

TUNG S. LAU

ATTORNEY DOCKET No.

016093.0118

TITLE:

"SYSTEMS AND METHODS FOR MATERIAL MANAGEMENT"

INCLUDED IN THIS MAILING FOR THE ABOVE-REFERENCED PATENT APPLICATION ARE:

1. FEE TRANSMITTAL (PTO/SB/17) WITH DUPLICATE COPY FOR FEE PROCESSING;
2. CHECK NO. 938492 IN THE AMOUNT OF \$75.00 FOR THREE ADDITIONAL CLAIMS (SMALL ENTITY RATE);
3. EXAMINER INTERVIEW SUMMARY
4. RESPONSE TO NON-FINAL OFFICE ACTION MAILED MAY 25, 2005;
5. INFORMATION DISCLOSURE STATEMENT TRANSMITTAL LETTER AND PTO-1449 WITH ONE (1) CITED REFERENCE (COPY OF IDS FILED FEBRUARY 6, 2004); AND
6. RETURN RECEIPT POSTCARD ACKNOWLEDGING RECEIPT OF THE ABOVE-IDENTIFIED ITEMS.

ATTORNEY CONTACT:

BRADLEY S. BOWLING

REG. NO. 52,641

BAKER BOTTS L.L.P. (023640)

DIRECT TELEPHONE: 713.229.1802

DIRECT FACSIMILE: 713.229.7702

EMAIL: BRAD.BOWLING@BAKERBOTTS.COM

PTO CUSTOMER ID

023640



Effective on 12/08/2004.
Fee pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL For FY 2005

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 75.00)

Complete if Known	
Application Number	10/774,240
Filing Date	February 6, 2004
First Named Inventor	Richard E. Waitkus, Jr.
Examiner Name	Tung S. Lau
Art Unit	2857
Attorney Docket No.	016093.0118

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order None Other (please identify): _____

Deposit Account Deposit Account Number: 02-0383 Deposit Account Name: Baker Botts L.L.P.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee
 Charge any additional fee(s) or underpayments of fee(s) Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity	Fee (\$)	Small Entity	Fee (\$)	Small Entity	
Utility	300	150	500	250	200	100	_____
Design	200	100	100	50	130	65	_____
Plant	200	100	300	150	160	80	_____
Reissue	300	150	500	250	600	300	_____
Provisional	200	100	0	0	0	0	_____

2. EXCESS CLAIM FEES

Fee Description

Each claim over 20 (including Reissues)

Small Entity

Fee (\$) Fee (\$)

50 25

Each independent claim over 3 (including Reissues)

200 100

Multiple dependent claims

360 180

Total Claims

Extra Claims Fee (\$) Fee Paid (\$)

Multiple Dependent Claims

Fee (\$) Fee Paid (\$)

- 20 or HP = 3 x 25.00 = 75.00

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims

Extra Claims Fee (\$) Fee Paid (\$)

- 3 or HP = 3 x 25.00 = 75.00

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$) Fee Paid (\$)

_____ - 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____

Fees Paid (\$)

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): _____

SUBMITTED BY

Signature		Registration No. (Attorney/Agent) 52,641	Telephone 713.229.1802
Name (Print/Type)	Bradley S. Bowling		Date August 25, 2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

EV 590027630 US

Mailing Label
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Date Accepted	Scheduled Date of Delivery	Return Receipt Fee
Mo. Day Year	Month Day	\$
Time Accepted	Scheduled Time of Delivery	COD Fee Insurance Fee
□ AM □ PM	□ Noon <input type="checkbox"/> 3 PM	\$ \$
Flat Rate <input type="checkbox"/> or Weight	Military <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Total Postage & Fees \$
lbs. ozs.	Int'l Alpha Country Code	Acceptance Emp. Initials

DELIVERY (POSTAL USE ONLY)		
Delivery Attempt	Time	<input type="checkbox"/> AM <input type="checkbox"/> PM Employee Signature
Mo. Day		
Delivery Attempt	Time	<input type="checkbox"/> AM <input type="checkbox"/> PM Employee Signature
Mo. Day		
Delivery Date	Time	<input type="checkbox"/> AM <input type="checkbox"/> PM Employee Signature
Mo. Day		
<input type="checkbox"/> WAIVER OF SIGNATURE (Domestic Mail Only) Additional merchandise insurance is void if waiver of signature is requested. I wish delivery to be made without obtaining signature of addressee or addressee's agent (if delivery employee judges that article can be left in secure location) and I authorize that delivery employee's signature constitutes valid proof of delivery.		
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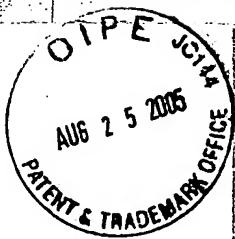
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HOUSTON TX 77002-4914

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MAIL STOP Amendment
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016093.0118

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FOR PICKUP OR TRACKING: Visit WWW.usps.com or Call 1-800-222-1811

PAPERS FILED HEREWITHE

Papers filed herewith on: **8. 25. 2005**

DOCKET NO.: **016093.0118**

ATTY/SEC.: **BSB/edj**

APPLICANT(S): **Wankel**

USN: **10/774,240** FILED: **2. 6. 2004**

PAT NO.: **N/A**

New Application with Transmittal Letter
 Utility Design CIP Provisional
 Filing Under 37 CFR 1.53(b) CONT DIV
 Filing Under 37 CFR 1.114(RCE)
 Filing Under 37 CFR 1.53(d) (CPA)
 Specification Consisting of: _____ pages
 Declaration
 Power of Attorney
 Assignment / Cover Letter
 Letter to Official Draftsman
 Drawings _____ Sheets Formal Informal Red-Ink
 Priority Document(s) _____
 Amendment: _____
 Transmit Lit. Large Entity Small Entity
 Response **to NDA Amended 5.25.2005**
 Information Disc'l Stmt: PTO-1449(s) **1** ref(s)
 Notice of Appeal Appeal Brief
 Issue Fee Transmittal

FEES: **Chk# 38892 - \$75.00 + Proj/Sel/12 w/dup. Copy**

Other: **IDS Drawn in full title Summary**

Copy of IDS filed 2.6.04

Receipt is hereby acknowledged of the papers filed as indicated in connection with the above identified case. COMMISSIONER FOR PATENTS

Due Date: **8. 25. 2005**

Express Mail L- **EV590027630US**



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Richard E. Waitkus, Jr.

§ Group Art No. **2857**

Serial No.: **10/774,240**

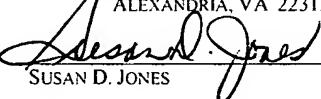
§ Examiner: **Tung S. Lau**

Filed: **February 6, 2004**

§
§
For: **Systems and Methods for Material Management** §
§ Atty Docket No.: **016093.0118**

EXAMINER INTERVIEW SUMMARY

MAIL STOP AMENDMENT
Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

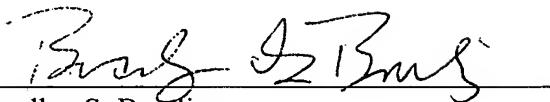
CERTIFICATE OF MAILING VIA EXPRESS MAIL	
PURSUANT TO 37 C.F.R. § 1.10, I HEREBY CERTIFY THAT I HAVE INFORMATION AND A REASONABLE BASIS FOR BELIEF THAT THIS CORRESPONDENCE WILL BE DEPOSITED AS EXPRESS MAIL POST OFFICE TO ADDRESSEE WITH THE UNITED STATES POSTAL SERVICE ON THE DATE INDICATED BELOW, AND IS ADDRESSED TO:	
MAIL STOP AMENDMENT HONORABLE COMMISSIONER FOR PATENTS P.O. BOX 1450 ALEXANDRIA, VA 22313-1450.	
SUSAN D. JONES 	8.25.05 AUGUST 25, 2005
EXPRESS MAIL LABEL: EV590027630US DATE OF MAILING: August 25, 2005	

Dear Sir:

Bradley Bowling, acting as attorney for Applicant, conducted an interview with Examiner Lau on May 14, 2005, at approximately 9 AM EDT. The Examiner's office action mailed March 19, 2005 was discussed. More specifically, the Examiner's rejections of claim 1-28 under 35 U.S.C. § 102 were discussed, including possible amendments to distinguish the claims over the cited reference. Consideration of the statement attached to the IDS filed on February 6, 2004 was also discussed.

Applicant thanks the Examiner for taking time to discuss this application.

Respectfully submitted,



Bradley S. Bowling
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910 Louisiana
Houston, Texas 77002
Telephone: (713) 229-1802
Facsimile: (713) 229-7702
E-Mail: Bradley.Bowling@bakerbotts.com
ATTORNEY FOR APPLICANT

Date: August 25, 2005